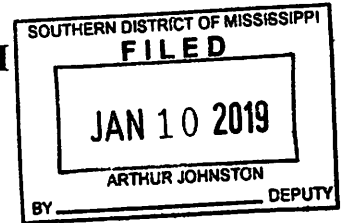


**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**



DOUGLAS HANDSHOE

v. CIVIL ACTION NO. 1:15cv382-HSO-JCG

VAUGHN PERRET, CHARLES LEARY &
DANIEL ABEL, D/B/A/ TROUT POINT
LODGE LTD OF NOVA SCOTIA & IN
THEIR INDIVIDUAL CAPACITIES
PROGRESS MEDIA GROUP LIMITED,
MARILYN SMULDERS, & ASHOKA

**RESPONSE IN OPPOSITION TO DEFENDANT LEARY'S
LATEST MOTION FOR SANCTIONS (ECF# 317)**

Plaintiff Douglas Handshoe respectfully submits this response in opposition to Defendant Charles Leary's latest Motion for Sanctions (ECF# 317) and he will show that Mr. Leary's Motion should be denied.

Mr. Leary's Motion should be denied for several reasons, including but not limited to 1) The Mississippi Litigation Accountability Act does not apply to Plaintiff's Federal Question litigation 2) Leary has not met his burden of proof under the Mississippi Litigation Accountability Act or sufficient to establish any basis for sanctions.

These matters are more fully discussed in the accompanying Memorandum that is contemporaneously filed with this Opposition.

Attached to this Opposition are the following Exhibits:

Exhibit 1 - Declaration of Douglas Handshoe

Exhibit 2 – Leary email to Magistrate Gargiulo dated December 21, 2018

Exhibit 3 – Handshoe/Leary email chain beginning May 7, 2018.

Exhibit 4 – Leary email to Magistrate Gargiulo dated May 15, 2018

Respectfully submitted this 10th day of January,
2019,



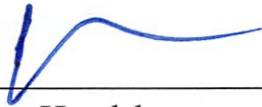
Plaintiff
Douglas Handshoe
Post Office Box 788
110 Hall Street
Wiggins, MS 39577
(601) 928-5380
earning04@gmail.com

CERTIFICATE OF SERVICE

I, Douglas Handshoe, hereby certify that on January 10, 2019 the foregoing was sent for electronically filing by me via the Clerk of the Court using the ECF system which sent notification to all counsel of record upon filing by the Clerk.

I, Douglas Handshoe, hereby certify that on January 10, 2019, I mailed the foregoing to Charles Leary at 308 5th Ave E, Vancouver, BC V5T 1H4 Canada.

Respectfully submitted this 10th day of January, 2019,



Douglas Handshoe
Post Office Box 788
110 Hall Street
Wiggins, MS 39577
(601) 928-5380
earning04@gmail.com